

Remarks/Arguments:

Claims 1-3 and 5-8 are pending in the above-identified application. Claim 4 has been cancelled.

Claims 7 and 8 were objected to as being directed to non-statutory subject matter. Claims 7 and 8 have been appropriately amended.

Claims 1-8 were rejected under 35 U.S.C. § 102 (e) as being unpatentable over Ando et al. The rejection of claim 4 is moot due to the cancellation of this claim. Claim 1 is amended to recite,

... a record medium holding a data file of storing predetermined data and parameter information used for reproducing said predetermined data ...

... parameter information recording means of recording said parameter information in a parameter information file held on said record medium ...

... said data file is **given unique data file ID by using order in which said parameter information file stores said parameter information.**
(Emphasis added).

The data files 13 in Applicants' exemplary embodiment include different types of files. These file types may include audio files, video files and image files. (Page 12, lines 11-14). Parameter information associated with a respective data file may be extracted from a data file and recorded on the recording medium 15. (Page 9, line 21 to page 10, line 11). As shown in Fig. 2, data file 13 includes n pieces of audio, m pieces of static image file and k pieces of video file. The header portion 40 stores values in bytes representing the respective starting positions of the audio, static image and video portions.

Each data file may then be "...**given unique data file ID by using order in which said parameter information file stores said parameter information.**" For example, the audio parameter information storage portion 44 may store, in order, the parameter information extracted from each of the audio files #1, . . . #n. (Page 12, lines 22-24).

The Examiner argues that Ando et al. discloses the features of claim 4. Ando et al. records a plurality of files (i.e. PC files and Video files) onto a storage medium 1004. (Figs.

19A-19D). The storage medium 1004 also includes unrecorded areas that contain no information. Parameter information is also stored on the storage medium. (Col. 17, lines 15-30). A logical block number (LBN) indicate a position on the storage medium. A File Entry (FE) is assigned for each file and unrecorded area. A list of FEs may be recorded at one position on the medium 1004 indicating positions on the storage medium 1004 where each file and unrecorded area is recorded. For example, file entry statement 407, located at LBN 4, includes a list indicating positions FE(AD(5)) and (FE(AD(6)) for files (a) and (b), respectively. (Fig. 14). The LBNs and the FEs in Ando et al. are not, however, unique data file IDs which use "...order in which said parameter information file stores said parameter information," as recited in claim 1.

Thus, claim 1 is allowable over the art of record. Claims 2-3 and 5 depend from claim 1. Accordingly, claims 2-3 and 5 are also allowable over the art of record.

Claims 6-8, while not identical to claim 1, includes features similar to those set forth above with regard to claim 1. Thus, claims 6-8 are also allowable over the art of record for reasons similar to those set forth above with regard to claim 1.

Application No.: 10/725,931
Amendment Dated October 17, 2007
Reply to Office Action of July 17, 2007

MTS-3583US

In view of the foregoing amendments and remarks, this Application is in condition for allowance which action is respectfully requested.

Respectfully submitted,

Rather Prestia



Lawrence E. Ashery, Reg. No. 34,515
Attorney for Applicants

LEA/DFD/dfd/fp

Dated: October 17, 2007

P.O. Box 980
Valley Forge, PA 19482
(610) 407-0700

The Director is hereby authorized to charge or credit Deposit Account No. **18-0350** for any additional fees, or any underpayment or credit for overpayment in connection herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

October 17, 2007



MJC_175935_1